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Pursuant to State Government Article, §7-206, Annotated Code of Maryland, this issue contains all previously unpublished documents required to be published, and filed on or before September 15, 2014, 5 p.m.

Pursuant to State Government Article, §7-206, Annotated Code of Maryland, I hereby certify that this issue contains all documents required to be codified as of September 15, 2014.

Brian Morris
Acting Administrator, Division of State Documents
Office of the Secretary of State



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(b) Evaluate microenterprise loan applications, underwrite microenterprise loans, and administer a microenterprise loan program;

(c) Leverage Program proceeds with other private or public sources of funding;

(d) Comply with Program statutes, regulations, guidelines, and policies;

(e) Provide adequate resources and staff to implement the Program, including staff trained to efficiently:

(i) Process loan applications, draw schedules, and other loan documentation;

(ii) Evaluate loan portfolio performance; and

(iii) Monitor the work performed with the loan proceeds;

(f) Provide substantive technical assistance to microenterprise loan borrowers;

(g) Obtain coverage by a fidelity bond or employee dishonesty liability insurance in an amount to be determined by the Department; and

(h) Be duly organized and in good standing in the State of Maryland; and

(2) Provide audited financial statements for a period of 3 years that demonstrates the entity's ability to maintain consistent:

(a) Revenues;

(b) Operating reserves;

(c) Net assets;

(d) Unrestricted assets; and

(e) Portfolio delinquency rates.

C. An approved entity shall execute and comply with the terms of an administration agreement, loan agreement, loan note, assignment, and other documents governing the duties of the entity under the Program, as required by the Department.

D. An approved entity shall be directly responsible for fulfilling all of its duties and responsibilities under the Program, and may not assign its responsibilities without the prior written consent of the Department.

E. The Department may monitor an approved entity's administration of microenterprise loans funded by the Department, and may enforce its remedies under the Program loan documents, including revoking the entity's approval to administer a microenterprise loan program under this chapter.

F. Other Requirements.

(1) An approved entity shall:

(a) Maintain financial records of loan disbursements for at least 5 years, and shall make them available for review by the Department at all reasonable times; and

(b) Provide the Department with periodic reporting on:

(i) Loan disbursements to microenterprise loan borrowers; and

(ii) Other information required by the Department.

(2) Upon notice to an approved entity, and during normal business hours, the Department may inspect the files of an approved entity relating to any loans originated under the Program.

G. To fund loans under this regulation the Department may:

(1) Directly fund a loan to a microenterprise that is originated by an approved entity; or

(2) Provide financial assistance to an approved entity for the purpose of the approved entity making a loan to a microenterprise.

.16] .17 Nondiscrimination and Drug-Free and Alcohol-Free Workplace.

A. An applicant may not discriminate [against a person] on the basis of race, color, religion, national origin, sex, sexual orientation, marital status, physical or mental [handicap] disability, or age [in any aspect of the Program], except with regard to age as permitted under the federal Housing for Older Persons Act, as amended from time to

time, or other similar federal laws, in leasing or otherwise providing dwelling accommodations or in any other aspect of the development, administration, or operation of any project or undertaking financed or assisted under the Program, or in any aspect of employment by any applicant, developer, or contractor involved in the project.

B. An applicant shall comply with all applicable federal, State, and local laws and Department policies and programs regarding discrimination and equal opportunity in employment, housing, credit practices, and drug[-free] and [alcohol-free] alcohol free workplaces, including:

(1) — (2) (text unchanged)

(3) [The Governor's Code of Fair Practices, as amended] *The Americans with Disabilities Act of 1990, as amended;*

(4) The Department's Minority Business Enterprise Program, as amended; [and]

(5) The Governor's Executive Order 01.01.1989.18 [on], Drug and Alcohol Free Workplaces, and any Department or State regulations adopted or to be adopted to carry out the requirements of that Order].;

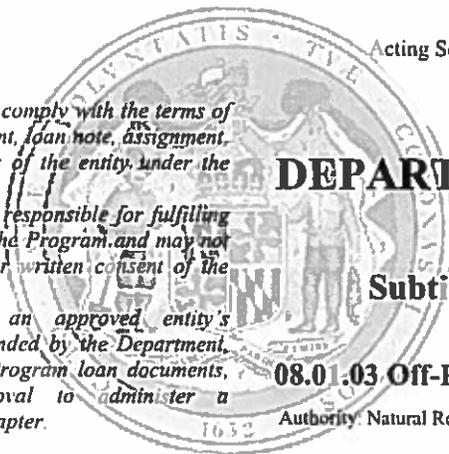
(6) State Government Article, Title 20, Annotated Code of Maryland, as amended; and

(7) *The Fair Housing Amendments Act of 1988, as amended.*

C. (text unchanged)

CLARENCE J. SNUGGS

Acting Secretary of Housing and Community Development



Title 08

DEPARTMENT OF NATURAL RESOURCES

Subtitle 01 OFFICE OF THE SECRETARY

08.01.03 Off-Road Vehicles

Authority: Natural Resources Article, §§1-104 and 5-209, Annotated Code of Maryland

Notice of Proposed Action

[14-282-P]

The Department of Natural Resources proposes to amend Regulations .01—.07 and .10—.12 under COMAR 08.01.03 Off-Road Vehicles.

Statement of Purpose

The purpose of this action is to designate one new off-road vehicle trail, delete three permanently closed off-road vehicle trails, and update the off-road vehicle regulations.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact. This amendment will produce a positive economic impact through revenues generated by recreation-related expenditures from off-road vehicle trail enthusiasts, increased user fees to the State, and increased tourism-related tax revenues for county governments.

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II. Types of Economic Impact.

	Revenue (R+/R-) Expenditure (E+/E-)	Magnitude
A. On issuing agency:	(R+)	\$30,000
B. On other State agencies:	(R+)	Negligible
C. On local governments:	(R+)	\$30,000
	Benefit (+) Cost (-)	Magnitude
D. On regulated industries or trade groups:	NONE	
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	NONE	

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

- A. DNR Off-Road Vehicle Trail permit fees
- B. No impact to other State agencies.
- C. Tax revenues from increased tourism connected to a new off-road vehicle trail.

Economic Impact on Small Businesses

The proposed action has a meaningful economic impact on small business. An analysis of this economic impact follows.

The proposed action should increase business opportunities for businesses involved in selling off-road vehicles, sales of off-road vehicle supplies/accessories/maintenance and repair, and tourism-related businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Marian Honecny, Supervisor, Urban and Community Forestry, MD DNR Forest Service, 580 Taylor Ave E-1, Annapolis, MD 21401, or call 410-260-8511, or email to mhonecny@dnr.state.md.us, or fax to 410-260-8595. Comments will be accepted through November 3, 2014. A public hearing has not been scheduled.

NOTE: All maps referenced in this chapter appear at the end of the Proposed Action on Regulations section of this issue of the Maryland Register.

.01 Application.

- A.—B. (text unchanged)
- C. Emergency and Departmental vehicles are exempted from this chapter.
- D. The following are exempted from provisions of this chapter if the vehicle use is an approved [Department] Departmental activity that includes:
 - (1) Earth-moving, construction, or logging equipment;
 - (2) Vehicles used for the development, maintenance, management, or protection of Department lands; and

(3) Vehicles used by individuals [and their guests with] holding easements for rights-of-way through public land, and their guests, in order to [provide] access [to] private properties.

.02 Definitions.

- A. (text unchanged)
- B. Terms Defined.
 - (1)—(2) (text unchanged)
 - (3) "Commissioned officer" means a forest or park warden, or forest or park ranger, having the [meaning] authority stated in Natural Resources Article, §5-206, Annotated Code of Maryland, or Natural Resources police officer having the authority stated in Natural Resources Article, §1-204, Annotated Code of Maryland.
 - (4) "Deer bow season" means those dates open for hunting deer in accordance with COMAR 08.03.03.06—08.
 - [(4)] (5)—[(5)] (6) (text unchanged)
 - [(6)] (7) "Department lands" means the State [forests, parks, wildlife areas,] Forests, State Parks, Wildlife Management Areas, Cooperative Wildlife Management Areas, Natural Environmental Areas, Wildlands and [natural resource management] Natural Resource Management Areas.
 - [(7)] (8)—[(12)] (13) (text unchanged)
 - (14) "Spring turkey season" means those dates for hunting turkey in accordance with COMAR 08.03.03.03D(2).

.03 Registration and Licensing Requirements for Operating ORVs on Designated Areas.

- A. Restrictions.
 - (1) Subject to the restrictions of §A(2)—[(4)] (5) of this regulation, an individual may operate an ORV in the areas designated in Regulation 11 of this chapter.
 - (2) The operator shall be:
 - (a) ~~(b)~~ (text unchanged)
 - (c) 12 years old or older and accompanied on the trail by a parent or legal guardian who is the holder of a valid driver's license which is in the parent's or guardian's possession.
 - (3) The operator shall possess and have in the operator's possession:
 - (a) [A certificate of] An ORV registration issued by the Department; or
 - (b) A copy of the ORV lease or rental agreement which shall contain all of the following:
 - (i) Signature of the owner or the [authorized agent] owner's designee[.];
 - (ii) Signature of the person leasing or renting the ORV[.];
- and
 - [(iii) Motor Vehicle Administration identification number of the ORV, and]
 - [(iv)] (iii) (text unchanged)
- (4) The ORV shall be registered annually with the:
 - (a) (text unchanged)
 - (b) Motor Vehicle Administration [if the operator is in possession of a valid Maryland hunting or fishing license] as a licensed motor vehicle for on-road use.
 - (5) (text unchanged)
- B. Registration stickers and certificates of registration are available [by mail or in person] at the Department's regional service centers [, the Annapolis office,] and from the Department and designated agents in accordance with §E of this regulation.
- C. The applicant shall pay an applicable annual service charge and provide the [following] required owner and ORV information. [on the proper forms supplied by the Department:
 - (1) Name, address, and telephone number of the owner;
 - (2) County and state of residence of the owner;
 - (3) Type of ORV;
 - (4) Make, model year, horsepower, and cylinders of the ORV;

- (5) Serial number of the ORV; and
- (6) Signature of the owner.]

D. The Department may furnish an ORV registration sticker and certificate of registration on consignment to [an individual] *a designated agent* who provides a bond or other security considered sufficient and adequate by the Department to insure payment for the registration sticker and certificate of registration.

E. A registration sticker and certificate of registration issued by the Department:

(1) Shall be [renewed annually] *valid January 1 through December 31;*

(2)—(4) (text unchanged)

F. A registration sticker shall be displayed on the left front portion of the vehicle to [insure] *ensure* visibility at 100 feet during daylight hours.

G. *Daily reservation permits must be acquired online through the Department's ORV permit reservation systems. A printed copy of the online confirmation of the daily reservation permit shall be carried by the trail user while on the trail, and be available for inspection by authorized Departmental personnel upon request.*

.04 Disposition of Proceeds.

The Department [may] *shall* use the service charges, collected under Regulation .03C of this chapter, to promote use of ORVs by:

A.—C. (text unchanged)

.05 ORV Standards.

A. An ORV may not be operated on [Department] *Departmental* lands unless it conforms to applicable State laws and regulations relating to registration, operation, and inspection requirements, and is equipped with:

- (1) At least one headlight and one red tail light that are operational between sundown and sunrise; and
- (2) A braking system adequate to control the movement and to stop and hold the vehicle under all operating conditions; and
- (3) (2) (text unchanged)

B. Equipment for Riders.

(1) Headgear. An individual may not operate or ride [on a snowmobile, motorcycle, or other] *an* ORV unless the individual is wearing protective headgear that meets the standards established in Transportation Article, §21-1306, Annotated Code of Maryland requirements of COMAR 11.13.05.02.

(2) Eye Protection or Windscreen. An individual may not operate [a snowmobile, motorcycle, or other] *an* ORV unless an eye-protective device or a windscreen is used that is of a type [approved in Transportation Article, §21-1306, Annotated Code of Maryland] *that is in compliance with COMAR 11.13.05.03.*

C. (text unchanged)

D. A commissioned officer representing the Department may determine the acceptability and admissibility of an ORV on [Department] *Departmental* lands.

.06 Operating Requirements for ORVs on Department Lands.

A.—B. (text unchanged)

[C. Except for snowmobile trails designated for two-wheel and four-wheel vehicle use during deer firearm season, as set forth in COMAR 08.03.03, ORVs, other than snowmobiles, are prohibited from use on snowmobile trails from December 15 through March 15 of each year.]

[D.] C. An individual may not operate an ORV on ORV trails:

- (1) (text unchanged)
- (2) In [willful or wanton disregard for] *a manner that disregards* the rights or safety of an individual or property;
- (3)—(4) (text unchanged)
- (5) In an area customarily used for vehicular traffic or parking;]

[(6)] (5)—[(7)] (6) (text unchanged)

[E.] D. Closings.

[(1)] A restricted area of operation may be posted at any time by the Department against public entry of the area for the protection of the environment or visitors and during:

[(a)] (1)—[(c)] (3) (text unchanged)

[(2)] If an area identified in Regulation .11 of this chapter is required to be closed for more than 6 months in a calendar year, the suitability of the area for ORV use shall be reviewed and modified according to the provisions of Regulation .10 of this chapter.]

[F. Except for an individual with a special permit under COMAR 08.03.10.09, while in or on an ORV, an individual may not:

- (1) Possess a loaded weapon;
- (2) Discharge a weapon on or across a road or trail; or
- (3) Pursue wildlife.]

[G.] E.—[H.] F. (text unchanged)

.07 Reporting Accidents.

A. The operator of an ORV *involved in an accident* shall [file a written report with the Department on a form, available from an authorized agent of the Department] *contact the Department Communications Center as listed on the online confirmation* if the vehicle is in an accident which involves *death or injury of an individual* [the following:

- (1) Death of an individual or animal;
- (2) Injuries to an individual or animal; or
- (3) Property damage in excess of \$100.]

[B. If death occurs, the operator shall submit the written report to the Department within 48 hours after the accident. For other reportable accidents, the operator shall submit the written report to the Department within 5 days after the accident.

C. If the operator fails to provide the written report, the owner of the ORV shall do so.]

[D.] B. [Each] written report of an accident shall contain the following. [The operator of an ORV involved in an accident shall provide the following information to the Department Communication Center:

- (1)—(4) (text unchanged)
- (5) Name, address, and age of the:
 - (a) Individual [preparing] *submitting* the report,
 - (b)—(d) (text unchanged)
- (6)—(9) (text unchanged)

.10 ORV Trail Designation Procedure [and Criteria].

A. ORV trails are *generally* described in this regulation and identified on the location maps in Regulation .12 of this chapter.

B. Before acquiring or designating a trail *or road* for off-road use, the Department shall:

- (1) Give public notice of [a public hearing in a:
 - (a) Newspaper in the county where the change is proposed,

and

(b) Newspaper of general State circulation or the Maryland Register] *the proposed new trail or road;*

(2) [Complete the public hearing and receive comments, if any, during a period of 30 days after the public hearing] *Collect public comment;* and

(3) (text unchanged)

[C. Selection Criteria.

- (1) The Department shall locate ORV trails to minimize:
 - (a) Disturbance of wildlife or disruption of wildlife habitats;
 - (b) Damage to soil, watershed, vegetation, or other resources; and
 - (c) Conflicts between ORV use and other existing recreational uses on public lands.

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(2) The Department may not locate ORV trails in:

- (a) Designated wilderness areas under Natural Resources Article, §5-1203, Annotated Code of Maryland;
- (b) Wildlife and fishery management areas;
- (c) Natural environmental areas;
- (d) Areas where the noise from the operation interferes with use of picnic or camping areas open to the public; or
- (e) Areas possessing unique natural, wildlife, historic, or recreational values as determined by the Department.

(3) The Department shall locate ORV trails where the usage of trails will be compatible with existing conditions in populated areas, taking into account noise and other factors.]

.11 Designated Trails.

A. The [Department has] *following areas are* designated [the] ORV trails [listed in this regulation after public notice and comment].

B. Garrett State Forest in Garrett County.

(1) The trails listed in this regulation may only be used [by the ORVs indicated] *in accordance with this regulation.*

(2) Piney Mountain Trail (Map Number 1)

(a) The Piney Mountain Trail beginning at the Sang Run-Cranesville Road and ending at the intersection of the Piney Mountain Road and the unnamed dirt road may [only] be used by:

(i) Snowmobiles from December 15 through [March 15] *April 15, except during deer firearms season; and*

(ii) Two-wheel and four-wheel vehicles [the remainder of the year] *year-round and during the deer firearms season.*

(b) (text unchanged)

(3) [Garrett] *Snaggy Mountain Trail* (Map Number 2).

(a) That portion of [Garrett] *Snaggy Mountain Trail* beginning at Cranesville Road and running south along Snaggy Mountain Road/Hutton-Switch Road to the bridge at the head of Herrington Lake may be used [only] by:

(i) Snowmobiles from December 15 through [March 15] *April 15, except during deer firearm season; and*

(ii) Two-wheel and four-wheel vehicles [the remainder of the year] *year-round and during the deer firearms season.*

(b) That portion of [Garrett] *Snaggy Mountain Trail* forming the eastern side of the northern loop beginning and ending at the points where the loop leaves the part of the trail running along Snaggy Mountain Road/Hutton-Switch Road, the southern portion of the trail beginning at the bridge at the head of Herrington Lake to the trail's end, and the trail connecting at midway the northern loop to the southern portion of the trail may only be used by snowmobiles and may not be used by any motorized wheeled vehicle.

C. Potomac State Forest in Garrett County.

(1) The trails described in this section may only be used [by the ORVs indicated] *in accordance with this regulation.*

(2) [Potomac River] *Wallman/Laurel Run Trail* (Map Number 3).

(a) The northern portion of [Potomac River] *Wallman/Laurel Run Trail* beginning at the western boundary of the forest at Rileys Spring Branch and running eastward toward the Potomac River along Laurel Run to the [intersection of an unnamed dirt] *parking lot at the end of the road* may be used [only] by:

(i) Snowmobiles from December 15 through [March 15] *April 15, except during the deer firearms season; and*

(ii) Two-wheel and four-wheel vehicles [during the remainder of the year] *year-round and during the deer firearms season.*

(b) The eastern portion of the [Potomac River] *Wallman/Laurel Run Trail* beginning at the western boundary of the forest at Rileys Spring Branch and running southward along [Audley Riley] *Wallman Road* to the [boundary of the forest near Wallman] *parking lot at the end of the Wallman Road* may be used [only] by:

(i) Snowmobiles from December 15 through [March 15] *April 15, except during the firearms season; and*

(ii) Two-wheel and four-wheel vehicles [during the remainder of the year] *year-round* and during the deer firearms season.

(c) The western portion of the [Potomac River] *Wallman/Laurel Run Trail* beginning where it leaves the eastern portion of the trail near the [intersection of Audley Riley Road and an unnamed] dirt access road *identified as the Loop Road Snowmobile Trail*, and running south on and along the access road to the point where the trail ends when it intersects with the southern portion of the trail described in §C(2)(d) of this regulation and the center trail connecting the western and eastern portions which follow the access road may:

(i) Be used only by snowmobiles from December 15 through [March 15,] *April 15, except during the deer firearms season; and*

(ii) (text unchanged)

(d) The southern portion of the [Potomac River] *Wallman/Laurel Run Trail* beginning where it intersects with the western portion of the trail *at the Loop Road Snowmobile Trail* and running southward to its intersection with the eastern portion may be used only by snowmobiles, and may not be used by any motorized wheeled vehicle.

(3) Backbone Mountain Trail [(Maps 4 and 5)] (Map Number

4). (a) That portion of Backbone Mountain Trail beginning near the intersection of Maryland Route 135 and Maryland Route 38 [(Map Number 4)] and running northeast to the Juvenile Services Boy's Camp [(Map Number 5)] may only be used by snowmobiles, and may not be used by any wheeled vehicle *excepting that portion of the trail that runs along the CCC Camp Road, which is open to two-wheel and four-wheel vehicles year-round and during the deer firearms season.*

(b) That portion of Backbone Mountain Trail beginning near the intersection of Swanton Hill Road and Maryland Route 135 [(Map Number 5)] and running northeast [in two branches] *along the Burkholder Trail* to the Juvenile Services Boy's Camp [and to the boundary line of the forest] may be used [only] by:

(i) Snowmobiles from December 15 through [March 15] *April 15, except during deer firearms season; and*

(ii) Two-wheel and four-wheel vehicles [during the remainder of the year] *year-round* and during the deer firearms season.

D. Savage River State Forest in Garrett County.

(1) (text unchanged)

(2) Meadow Mountain Trail (Maps Number 7, 8, 9, and 10], and 11]).

(a) The northern portion of Meadow Mountain Trail beginning at and running along East Shale Road (approximately 1/4 mile south of US Route 68) southward to the point where it intersects New Germany Road may only be used by:

(i) Snowmobiles from December 15 through [March 15] *April 15, except during the deer firearms season; and*

(ii)—(iii) (text unchanged)

(b)—(c) (text unchanged)

(3) (text unchanged)

{4} Poplar Lick Trail (Map Number 12). The Poplar Lick Trail is as shown on Map Number 12 and may only be used by motorcycles and four-wheel vehicles and contains a stream that an ORV must ford.]

{5} {4} Margraff Plantation Trail (Map Number {6} 5) may be used only by:

(a) A snowmobile from December 15 through [March 15] *April 15; and*

(b) Two-wheel and four-wheel [vehicles during the remainder of the year, except that from the end of spring turkey

gobbler season to August 15, all public access is prohibited on certain trail sections.] *ORVs from July 15 through the beginning of deer bow season; and*

(c) *Any vehicle registered with the Motor Vehicle Administration as a licensed motor vehicle for on-road use may use the Trail at any time.*

[(6)] (5) *Negro Mountain Trail (Map Number [7] 6) coincides with portions of the forest access roads through compartments and may be used only by snowmobiles from December 15 through [March 15] April 15, and may not be used by any ORV for the remainder of the year, except as provided under Regulation .06A(3)(b) of this chapter.*

(6) *St. John's Rock-Red Dog Road Trail Map Number 11 may be used only by:*

(a) *A snowmobile from December 15 through April 15;*

(b) *Two-wheel and four-wheel ORVs from April 16 through the beginning of the spring turkey season, and from the end of the spring turkey season through the beginning of the deer bow season;*

(c) *No more than 15 ORVs per day and a daily reservation permit must be obtained prior to using the Trail; and*

(d) *Any vehicle registered with the Motor Vehicle Administration as a licensed motor vehicle for on-road use may use the Trail at any time.*

[E. *Green Ridge State Forest in Allegany County. The trails listed in this section may only be used by motorcycles, snowmobiles, and four-wheel vehicles:*

(1) *East Valley Trail (Maps Number 13 and 14); and*

(2) *Town Hill Trail (Maps Number 13 and 14).*

F. *Pocomoke State Forest in Worcester County (Map Number 15).*

(1) *Chandler Trail may only be used by motorcycles and four-wheel vehicles.*

(2) *Chandler Trail is open year round with access off Route 113.]*

[G.] *E. (text unchanged)*

F. *ORV trail status will be made public on the Department's website.*

.12 Official Maps.

Map 1—*Garrett State Forest, Piney Mountain Trail, Garrett County, MD—see Map 1.*

Map 2—*Garrett State Forest, [Garrett] Snaggy Mountain Trail, Garrett County, MD—see Map 2.*

Map 3—*Potomac State Forest, [Potomac River] Wallman/Laurel Run Trail, Garrett County, MD—see Map 3.*

[Maps 4, 5] Map 4—*Potomac State Forest, Backbone Mountain Trail, Garrett County, MD—see [Maps 4 and 5] Map 4.*

Map 5—*Savage River State Forest, Margraff Plantation Trail, Garrett County, MD—see Map 5.*

Map 6—*Savage State Forest, [Margraff Plantation] Negro Mountain Trail, Garrett County, MD—see Map 6.*

[Map 7—*Savage State Forest, Negro Mountain Trail, Garrett County, MD—see Map 7.]*

Maps 7, 8, 9, 10], 11]—*Savage River State Forest, Meadow Mountain Trail, Garrett County, MD—see Maps 7, 8, 9, 10], 11].*

Map 11—*Savage River State Forest, St. John's Rock/Red Dog Road Trail, Garrett County, MD—see Map 11.*

[Map 12—*Savage River State Forest, Poplar Lick Trail, Garrett County, MD—see Map 12.*

Maps 13, 14—*Green Ridge State Forest, East Valley and Town Hill Trails, Allegany County, MD—see Maps 13, 14.*

Map 15—*Pocomoke State Forest, Chandler Trail, Worcester County, MD—see Map 15.]*

JOSEPH P. GILL
Secretary of Natural Resources

Subtitle 02 FISHERIES SERVICE

08.02.04 Oysters

Authority: Natural Resources Article, §4-215, Annotated Code of Maryland

Notice of Proposed Action

[14-292-P]

The Secretary of Natural Resources proposes to amend Regulation .03 under COMAR 08.02.04 Oysters.

Statement of Purpose

The purpose of this action is to make it clear that commercial licensees must harvest oysters in accordance with the National Shellfish Sanitation Program Model Ordinance.

The National Shellfish Sanitation Program (NSSP) is the federal/state cooperative program recognized by the U.S. Food and Drug Administration (FDA) and the Interstate Shellfish Sanitation Conference (ISSC) for the sanitary control of shellfish produced and sold for human consumption. The purpose of the NSSP is to promote and improve the sanitation of shellfish moving in interstate commerce through federal/state cooperation and uniformity of State shellfish programs. Participants in the NSSP include agencies from shellfish producing and nonproducing states, FDA, EPA, NOAA, and the shellfish industry. Under international agreements with FDA, foreign governments also participate in the NSSP. Other components of the NSSP include program guidelines, State growing area classification and dealer certification programs, and FDA evaluation of State program elements.

The proposed action adds a statement that requires a commercial licensee to harvest oysters in accordance with the NSSP Model Ordinance. The model ordinance is incorporated by reference in the Department of Health and Mental Hygiene regulations. The Department is referencing the requirement to make it clear for harvesters and to aid enforcement.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

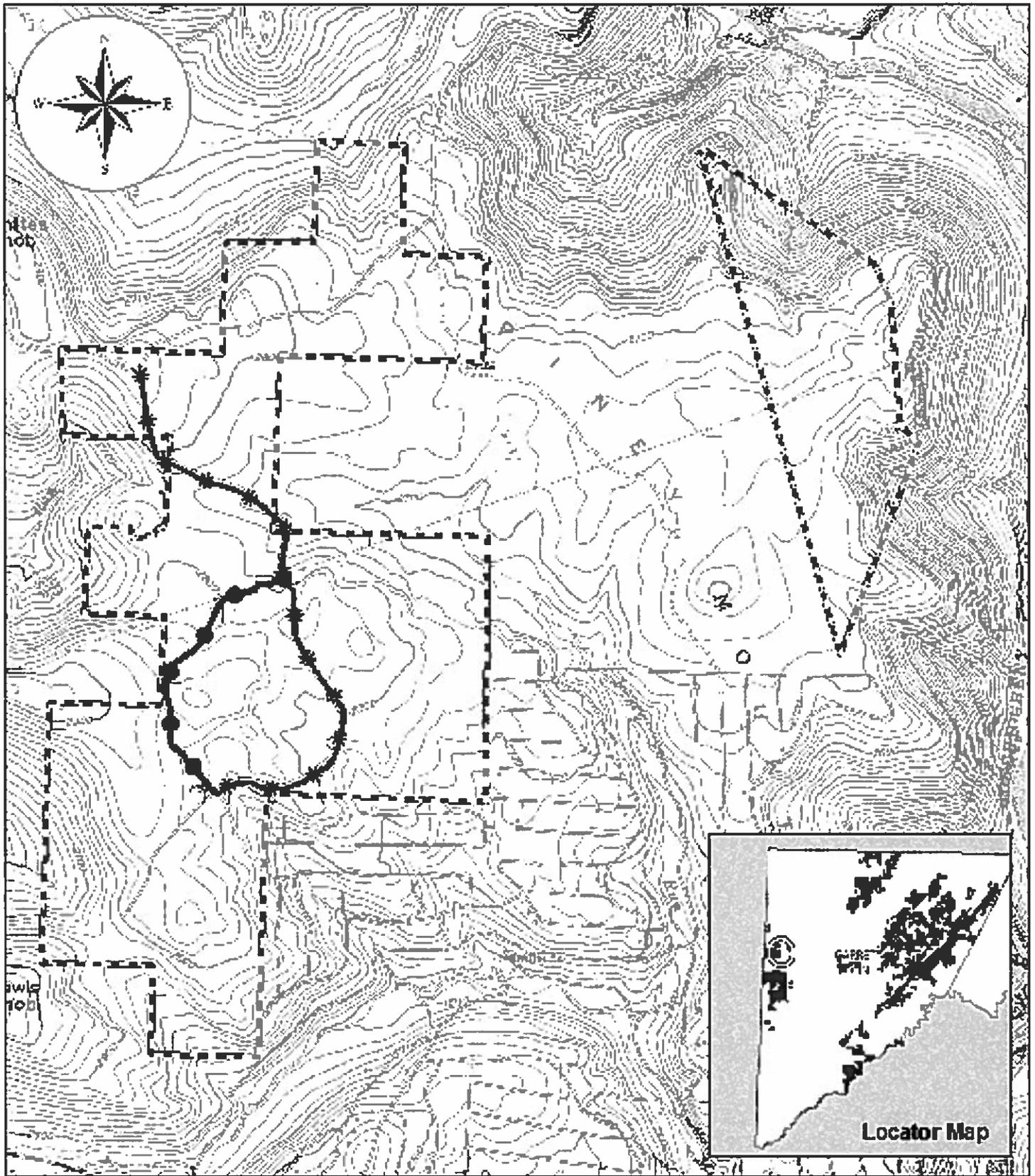
Comments may be sent to Oyster Regulations, Regulatory Staff, Fisheries Service, B-2, 580 Taylor Avenue, Annapolis, MD 21401, or call 410-260-8300, or email to fisheriespubliccomment.dnr@maryland.gov, or fax to 410-260-8310. Comments will be accepted through November 3, 2014. A public hearing has not been scheduled.

.03 Catching Oysters for Commercial Purposes.

A.—E. (text unchanged)

F. *In addition to the requirements of this chapter, a commercial licensee shall harvest oysters in accordance with the National Shellfish Sanitation Program Model Ordinance that is incorporated by reference by the Department of Health and Mental Hygiene in COMAR 10.15.07.01A.*

JOSEPH P. GILL
Secretary of Natural Resources

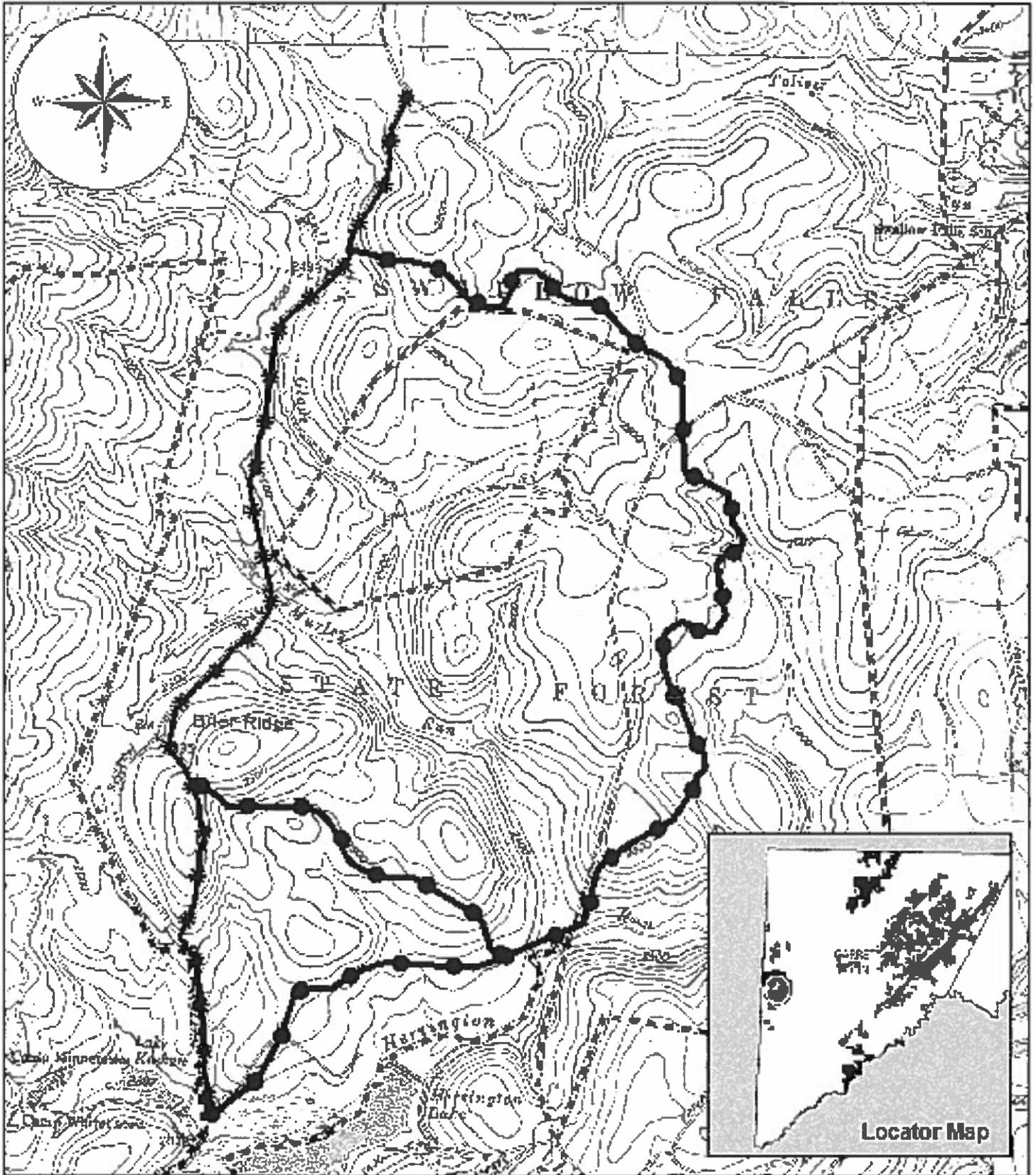


Legend

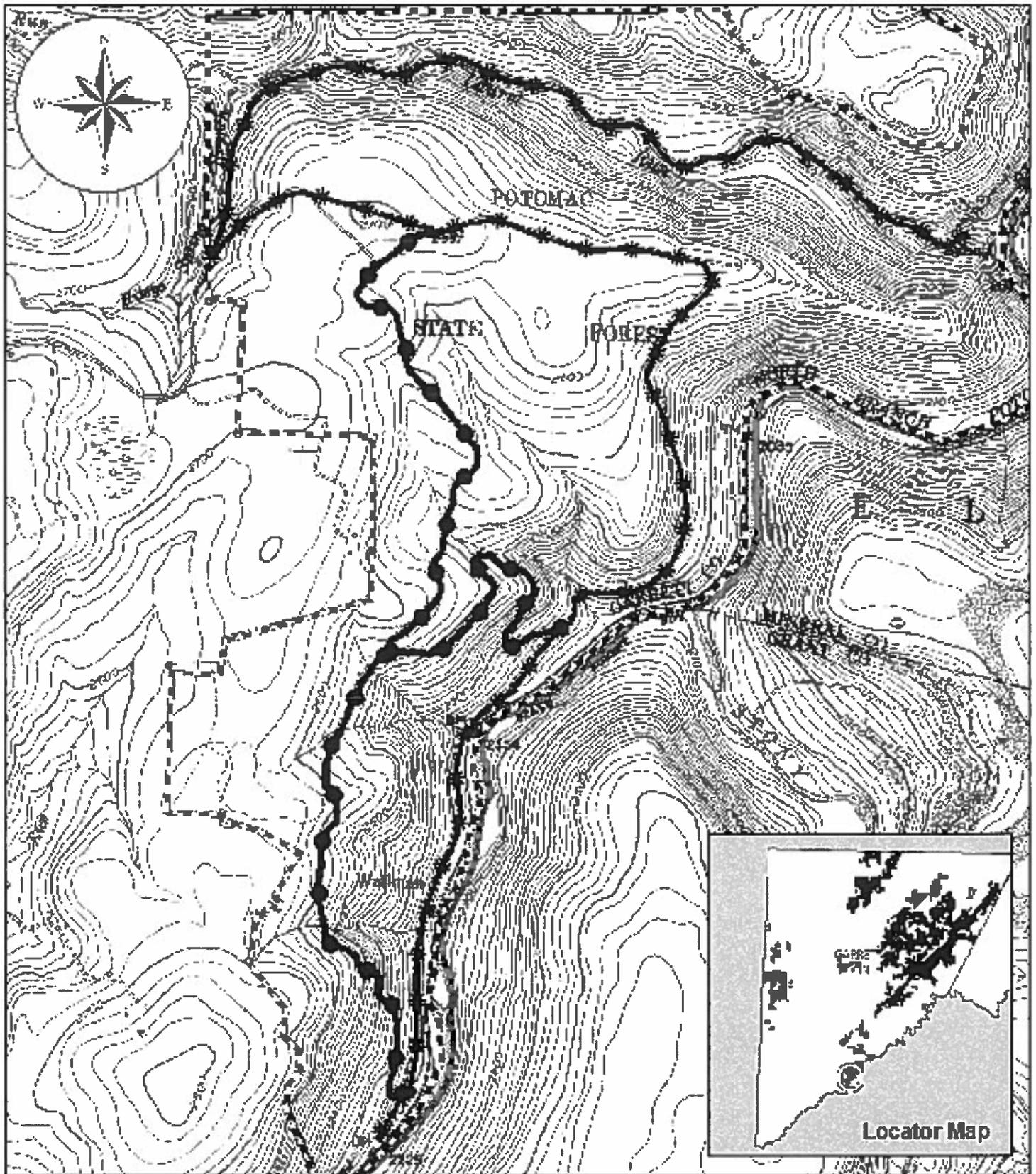
- Snowmobile Trail Only
- *— Snowmobile and ORV Trail
- State Forest Boundary



MAP 1
PINEY MOUNTAIN TRAIL
POTOMAC STATE FOREST
GARRETT COUNTY, MD



Legend	<p>0 Miles 0.5 1</p> <p>0 Kilometers 1</p>	<p>MAP 2</p> <p>SNAGGY MOUNTAIN TRAIL</p> <p>POTOMAC STATE FOREST</p> <p>GARRETT COUNTY, MD</p>
<ul style="list-style-type: none">  Snowmobile Trail Only  Snowmobile and ORV Trail  State Forest Boundary 		



Legend

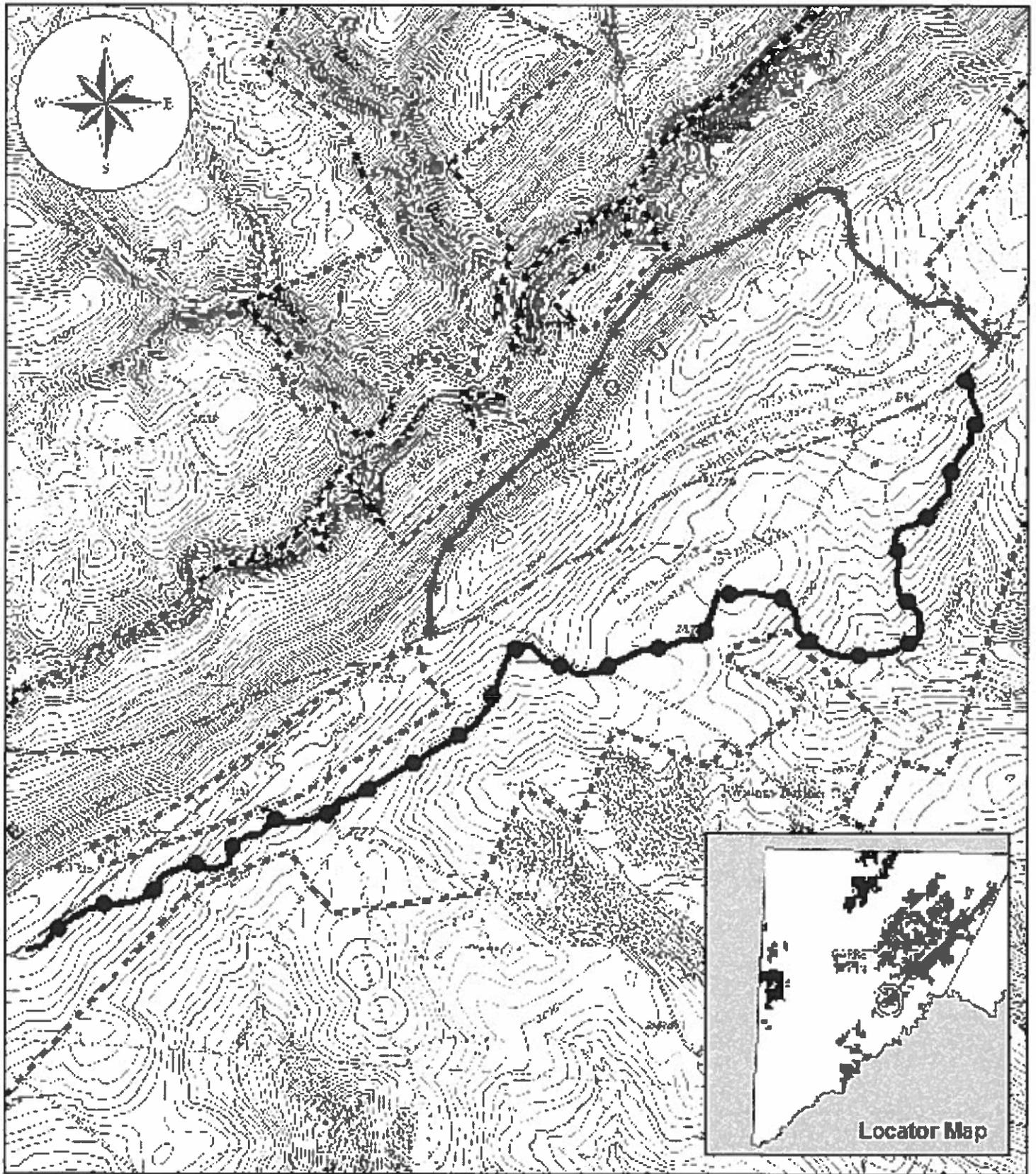
-  Snowmobile Trail Only
-  Snowmobile and ORV Trail
-  State Forest Boundary



MAP 3

WALLMAN LAUREL RUN TRAIL

POTOMAC STATE FOREST
GARRETT COUNTY, MD

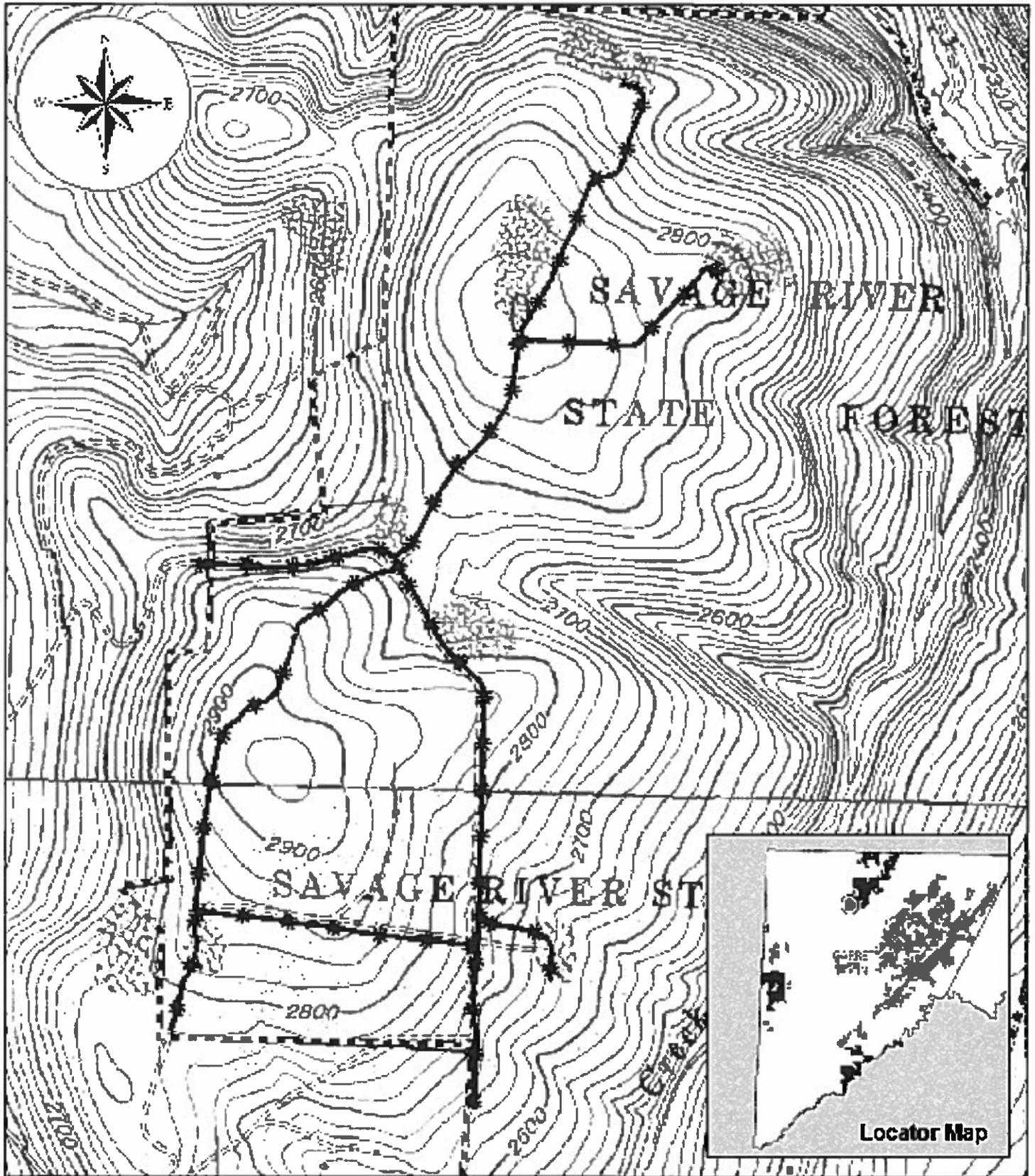


Legend

-  Snowmobile Trail Only
-  Snowmobile and ORV Trail
-  State Forest Boundary



MAP 4
BACKBONE MOUNTAIN TRAIL
 POTOMAC STATE FOREST
 GARRETT COUNTY, MD



Legend

- Snowmobile Trail Only
- Snowmobile and ORV Trail
- State Forest Boundary

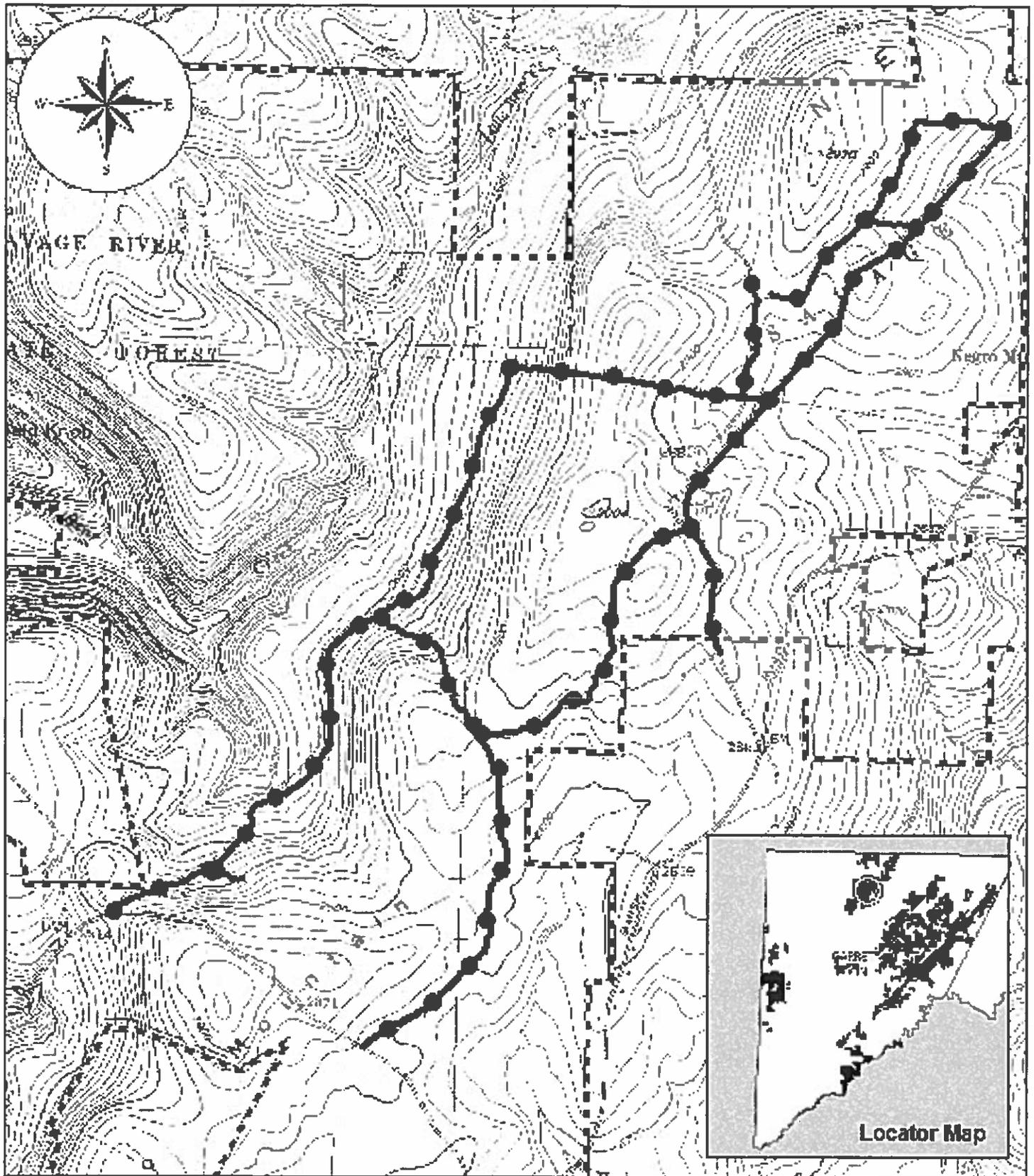


MAP 5

WAKARUSA PLANTATION

SAVAGE RIVER STATE FOREST

GARRETT COUNTY, MD

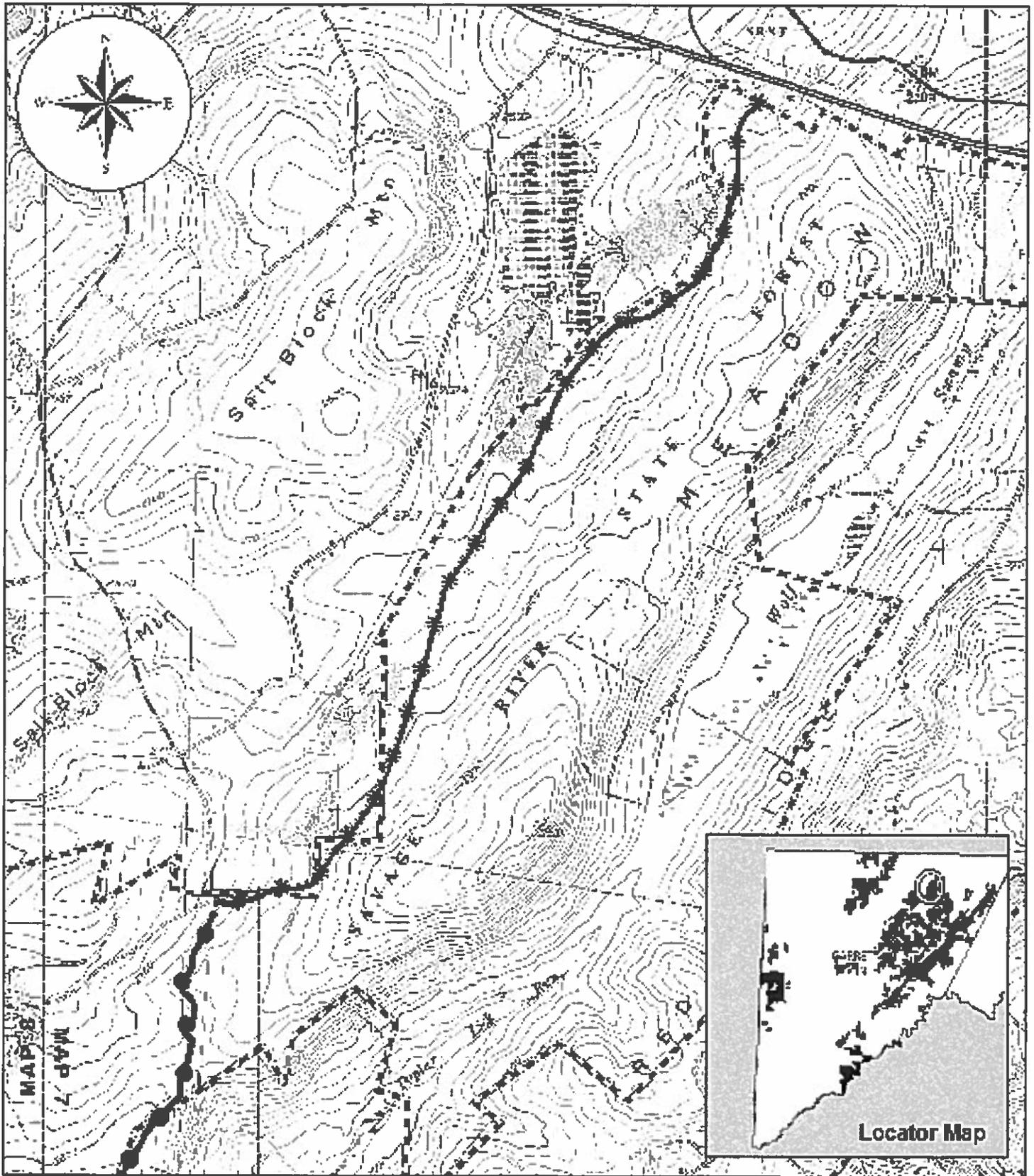


Legend

-  Snowmobile Trail Only
-  Snowmobile and ORV Trail
-  State Forest Boundary



MAP 6
NEGRO MOUNTAIN TRAIL
SAVAGE RIVER STATE FOREST
GARRETT COUNTY, MD



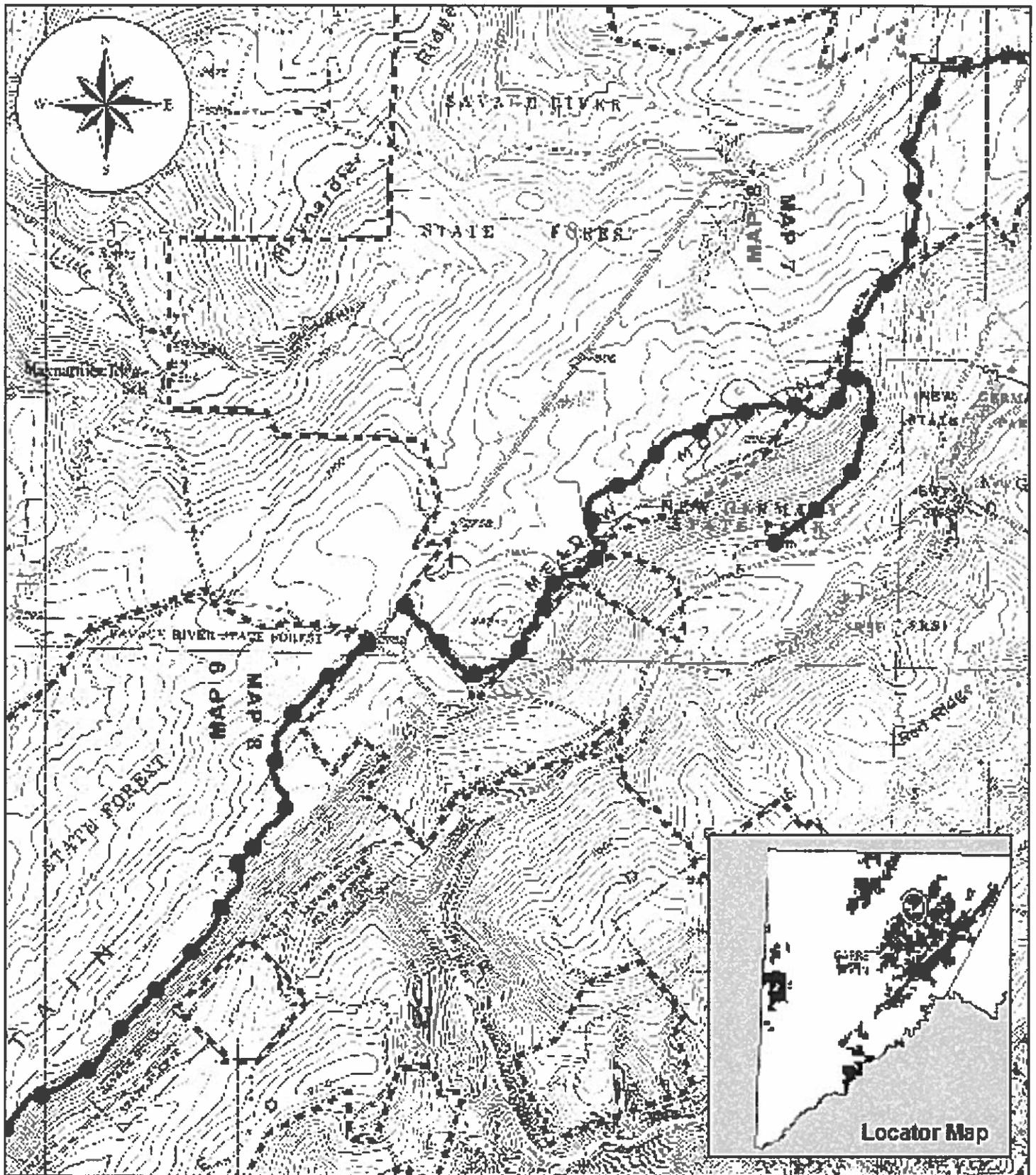
Legend

-  Snowmobile Trail Only
-  Snowmobile and ORV Trail
-  State Forest Boundary



MAP 7

MEADOW MOUNTAIN TRAIL
 SAVAGE RIVER STATE FOREST
 GARRETT COUNTY, MD



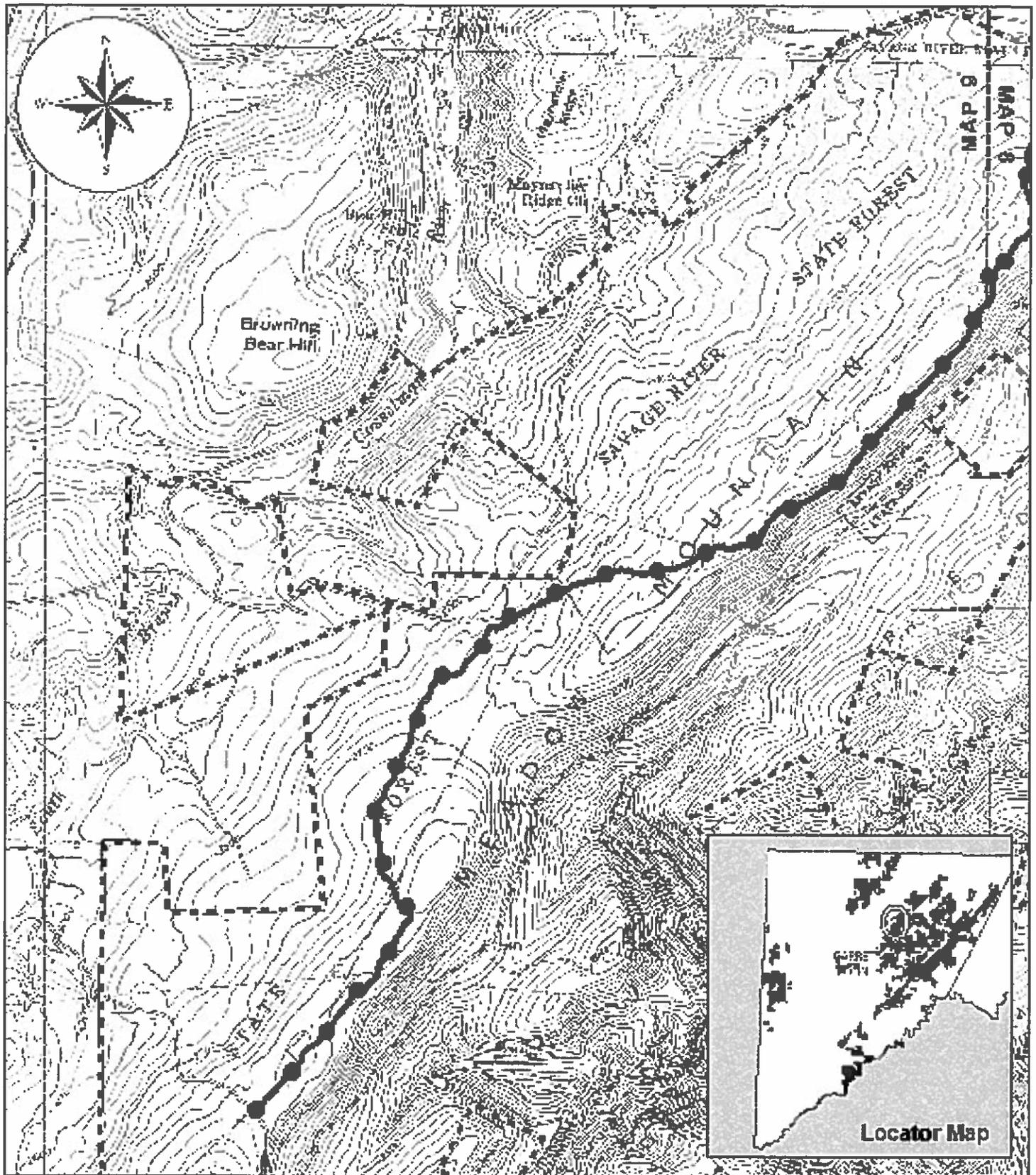
Legend

-  Snowmobile Trail Only
-  Snowmobile and ORV trail
-  State Forest Boundary



MAP 8

MEADOW MOUNTAIN TRAIL
SAVAGE RIVER STATE FOREST
GARRETT COUNTY, MD



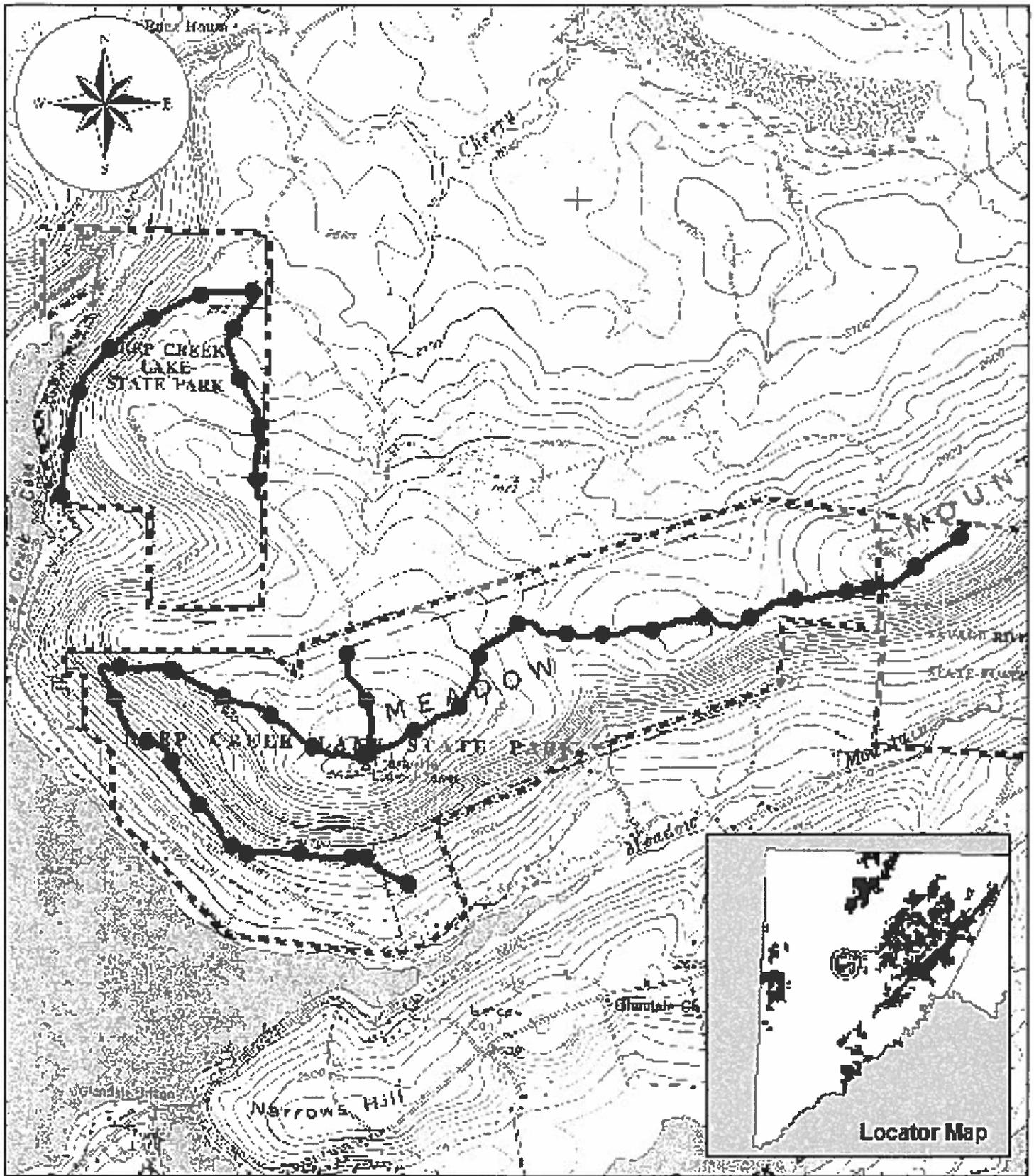
Legend

- Snowmobile Trail Only
- Snowmobile and ORV Trail
- State Forest Boundary



MAP 9

MEADOW MOUNTAIN TRAIL
 SAVAGE RIVER STATE FOREST
 GARRETT COUNTY, MD



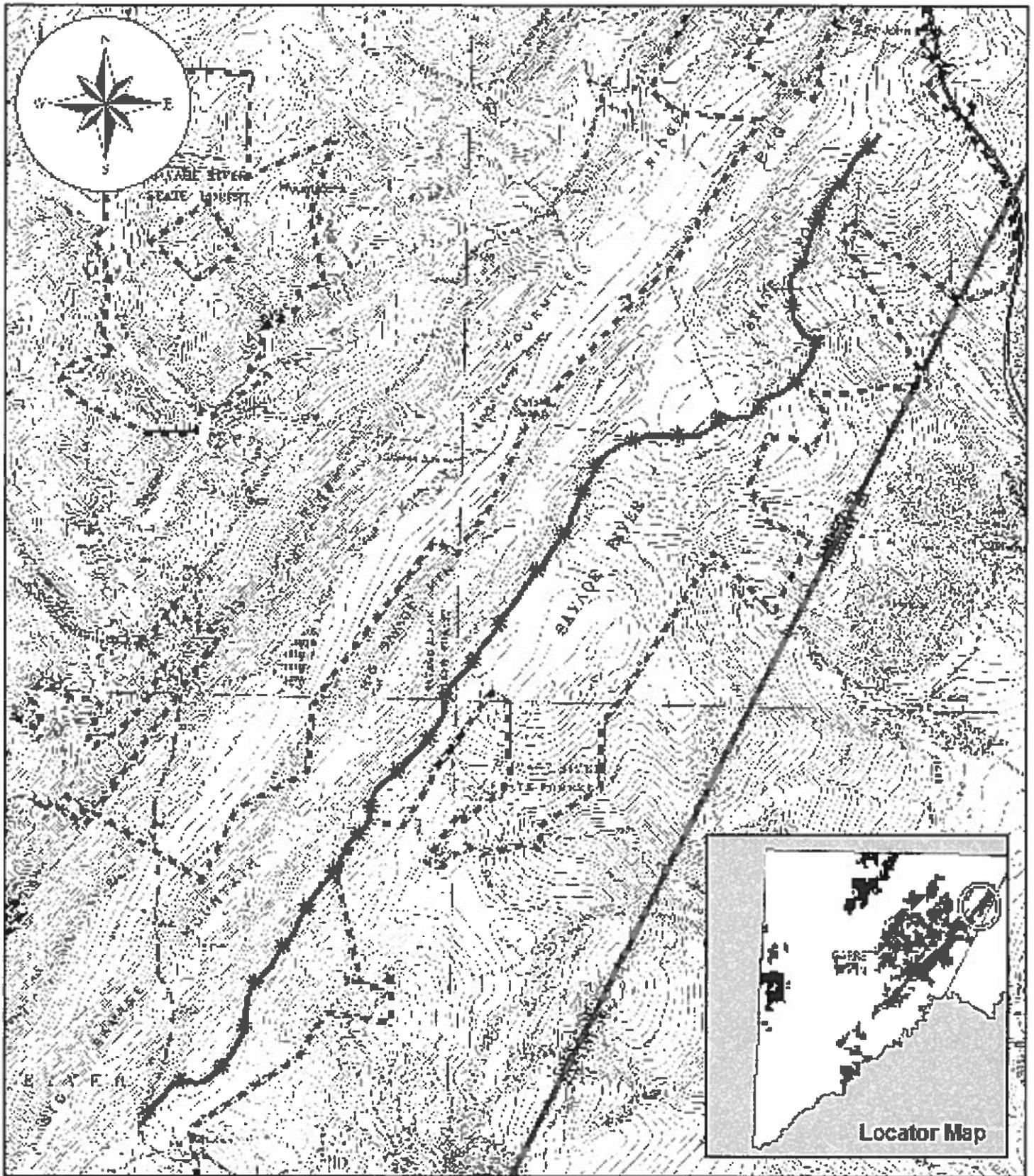
Legend

- Snowmobile Trail Only
- *— Snowmobile and ORV Trail
- ▭ State Forest Boundary



MAP 10

MEADOW MOUNTAIN TRAIL
 SAVAGE RIVER STATE FOREST
 GARRETT COUNTY, MD



Legend

- Snowmobile Trail Only
- *— Snowmobile and ORV Trail
- State Forest Boundary



MAP 11
ST. JOHN'S ROCK/RED DOG ROAD TRAIL
SAVAGE RIVER STATE FOREST
GARRETT COUNTY, MD